

**CHARGE:** Between 8-7-57 and 2-11-58, *Erythromid tablets* were dispensed 5 times, *Dexedrine Sulfate tablets* 3 times, and *thyroid tablets* once, without a prescription.

**PLEA:** Not guilty.

**DISPOSITION:** The case came on for trial before a jury on 11-12-59. On 11-13-59, the jury found the defendant not guilty on 8 counts and guilty on 1 count involving the dispensing of *thyroid tablets*. On 11-13-59, the defendant was fined \$1,000 and sentenced to 90 days in jail.

5848. (F.D.C. No. 42421. S. Nos. 1-013 P, 1-020/1 P, 1-027/30 P, 1-034/5 P, 2-775 P.)

**INFORMATION FILED:** 3-3-59, N. Dist. Ga., against Robert Jordan Bradley, t/a Woodbine Pharmacy, Atlanta, Ga., and Billy Leroy Lowry (pharmacist).

**CHARGE:** Between 4-30-58 and 7-1-58, *meprobamate tablets* (counts 1, 2, 5, 6, and 8) were dispensed 5 times, *pentobarbital sodium capsules* (counts 3, 4, 7, and 9) were dispensed 4 times, and *Dexedrine Sulfate tablets* (count 10) were dispensed once, upon requests for prescription refills without authorization by the prescriber.

**PLEA:** Nolo contendere by Bradley to all counts of the information and by Lowry to counts 1, 6, 7, and 10.

**DISPOSITION:** 4-2-59. Bradley—\$750 fine and probation for 2 years; Lowry—\$100 fine and probation for 2 years.

5849. (F.D.C. No. 41155. S. Nos. 57-226 M, 57-243 M.)

**INFORMATION FILED:** 3-12-58, S. Dist. Fla., against Jack R. Penberthy and William R. Plank (pharmacists), West Palm Beach, Fla.

**CHARGE:** Between 7-30-57 and 8-21-57, *Prednisone tablets* and *pentobarbital sodium capsules* were each dispensed once upon requests for prescription refills without authorization by the prescriber.

**PLEA:** Nolo contendere.

**DISPOSITION:** 3-21-58. Each defendant placed on probation for 1 year.

5850. (F.D.C. No. 43051. S. Nos. 31-158 P, 31-267 P, 31-629 P, 31-804 P.)

**INFORMATION FILED:** 5-5-59, S. Dist. N.Y., against Max Rimer, t/a Majestic Pharmacy, Bronx, N.Y.

**CHARGE:** Between 8-13-58 and 8-26-58, *Bicillin tablets* and *AM Plus capsules* were each dispensed once without a prescription, and *Desowyn Hydrochloride tablets* and *Seconal Sodium capsules* were each dispensed once upon request for a prescription refill without authorization by the prescribers.

**PLEA:** Guilty.

**DISPOSITION:** 8-5-59. \$150 fine and probation for 1 day.

5851. (F.D.C. No. 42404. S. Nos. 6-535 P, 6-538/9 P, 6-544 P, 6-866 P, 6-870 P, 7-160 P, 7-165 P, 7-170 P, 7-178 P, 7-326/7 P.)

**INFORMATION FILED:** 4-30-59, Dist. Mass., against Brooks Pharmacy (a partnership), East Boston, Mass., Saul Davis and Albert E. Davis (partners), and Antonio Masci (pharmacist).

**CHARGE:** Between 2-3-58 and 3-26-58, *Banthine tablets*, *Thorazine tablets*, and *Gantrisin tablets*, were each dispensed 4 times upon requests for prescription refills without authorization from a prescriber.

PLEA: Guilty by the partnership to all counts of the information; by Saul Davis to 7 counts; by Antonio Masci to 3 counts; and by Albert Davis to 2 counts.

DISPOSITION: 6-26-59. Partnership—\$500 fine; Saul Davis—\$250 fine and probation for 1 year; Antonio Masci—\$100 fine and probation for 1 year; Albert E. Davis—probation for 1 year.

5852. (F.D.C. No. 42390. S. Nos. 2-512/3 P, 2-516/7 P, 2-529 P.)

INFORMATION FILED: 12-16-58, S. Dist. Fla., against Robert D. Sistrunk, Jr., t/a Cash Drug Co., Dade City, Fla.

CHARGE: Between 4-11-58 and 5-23-58, *Nembutal capsules* were dispensed twice, and *penicillin V potassium tablets* were dispensed once without a prescription, and *Dexedrine Sulfate tablets* were dispensed twice upon requests for prescription refills without authorization by the prescriber.

PLEA: Guilty.

DISPOSITION: 4-17-59. \$250 fine and probation for 5 years.

5853. (F.D.C. No. 40429. S. Nos. 67-515/7 M, 67-526 M.)

INDICTMENT RETURNED: 12-2-57, E. Dist. Va., against Morris H. Yarmack (a pharmacist for the Falls Church Drug Store), Falls Church, Va.

CHARGE: Between 4-10-57 and 4-18-57, *penicillin G potassium tablets* were dispensed 3 times and *Dexedrine Sulfate tablets* were dispensed once without a prescription.

PLEA: Not guilty.

DISPOSITION: The case came on for trial before the court and jury on 6-6-58. The jury returned a verdict of guilty on 6-9-58, and, on 6-18-58, the court imposed a sentence of 7 months in jail against the defendant.

5854. (F.D.C. No. 42411. S. No. 11-801 P.)

INFORMATION FILED: 3-16-59, E. Dist. Mich., against Otto Racette (a pharmacist), Auburn Heights, Mich.

CHARGE: On 2-22-58, *Metandren Linguets* were dispensed once without a prescription.

PLEA: Not guilty.

DISPOSITION: 8-19-59. After a trial before the court without a jury, the defendant was found not guilty.

5855. (F.D.C. No. 43095. S. Nos. 32-032 P, 32-285 P.)

INFORMATION FILED: 7-15-59, E. Dist. N.Y., against Martin Harnick, t/a Martin Drugs, Ridgewood, N.Y.

CHARGE: Between 10-2-58 and 10-6-58, *Doriden tablets* and *Desowyn Hydrochloride tablets* were each dispensed once upon requests for prescription refills without authorization by the prescribers.

PLEA: Guilty.

DISPOSITION: 10-9-59. \$1,000 fine.

5856. (F.D.C. No. 43109. S. Nos. 32-037 P, 32-294 P.)

INFORMATION FILED: 8-12-59, E. Dist. N.Y., against Friendly Drug Stores, Inc., Ridgewood, N. Y., and Max Allahut (president and pharmacist).